

NATIONAL RECOVERY ADMINISTRATION

**AMENDMENT TO
CODE OF FAIR COMPETITION**

FOR THE

**UNDERWEAR AND ALLIED
PRODUCTS MANUFACTURING
INDUSTRY**

AS APPROVED ON MARCH 16, 1934



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Approved Code No. 23—Amendment No. 1

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

UNDERWEAR AND ALLIED PRODUCTS
MANUFACTURING INDUSTRY

As Approved on March 16, 1934

ORDER

APPROVING AMENDMENTS TO THE CODE OF FAIR COMPETITION FOR THE
UNDERWEAR AND ALLIED PRODUCTS MANUFACTURING INDUSTRY

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of amendments to a Code of Fair Competition for the Underwear and Allied Products Manufacturing Industry, and hearings having been duly held thereon and the annexed report on said amendments, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, I, Hugh S. Johnson, Administrator for Industrial Recovery, pursuant to authority vested in me by Executive Orders of the President, including Executive Order No. 6543-A, dated December 30, 1933, and otherwise; do hereby incorporate, by reference, said annexed report and do find that said amendments and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and do hereby order that said amendments be and they are hereby approved, and that the previous approval of said Code is hereby modified to include an approval of said Code in its entirety as amended.

HUGH S. JOHNSON,
Administrator for Industrial Recovery.

Approval recommended:

A. D. WHITESIDE,
Division Administrator.

WASHINGTON, D.C.,
March 16, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report on the Hearing on the Amendments to the Code of Fair Competition for the Underwear and Allied Products Manufacturing Industry, held in the Oak Room of the Raleigh Hotel, Washington, D.C., January 19, 1934. The Amendments, which are attached, were presented by duly qualified and authorized representatives of the Industry, complying with statutory requirements and being the same agency that originally submitted the Code.

In accordance with customary procedure every person who had filed a request for an appearance was freely heard in public, and all statutory and regulatory requirements were complied with.

PROVISIONS OF THE AMENDMENTS

There are two amendments as follows:

1. An amendment providing that production data returns be reported every month instead of every four weeks.
2. An amendment specifying that all persons engaged in the Industry assenting to and complying with the provisions of the Code shall pay their pro rata share of administering the Code.

FINDINGS

The Deputy Administrator in his final report to me on said amendments to said Code having found as herein set forth and on the basis of all the proceedings in this matter:

I find that:

(a) The amendments to said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action among trade groups, by inducing and maintaining united action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limita-

tion Subsection (a) of Section 3, Subsection (a) of Section 7, and Subsection (b) of Section 10 thereof.

(c) The Underwear Institute was and is an industrial association truly representative of the aforesaid Industry and that said association imposed and imposes no inequitable restrictions on admission to membership therein and has applied for or consents to these amendments.

(d) The amendments and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendments and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said amendments.

For these reasons these amendments have been approved.

Respectfully,

HUGH S. JOHNSON,
Administrator.

MARCH 16, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE UNDERWEAR AND ALLIED PRODUCTS MANU- FACTURING INDUSTRY

(1) In the first paragraph of Part IV, Section 2, Subsection (c), there shall be eliminated the words "four weeks" after the words "returns every" and before the words "duly certified", and there shall be substituted therefor the word "month". Also after the clause, "4, unfilled orders" there shall be added an additional clause, "5, cancellations and returns", so that the first paragraph shall read as follows:

"c. *Production Data*.—Returns every month duly certified showing, in terms of the unit commonly used by the various branches of the Industry affected, e. g., linear yards, pounds, pieces, or dozens, the following: 1, production; 2, stocks on hand ((a) sold, (b) unsold); 3, new orders; 4, unfilled orders; 5, cancellations and returns."

(2) There shall be added to Part IV an additional Section, numbered 8, after Section 7, as follows:

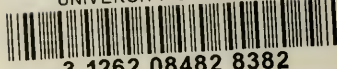
"8. All persons engaged in this Industry assenting to and complying with the provisions of this Code shall pay their pro rata share of the expense in the administration of this Code, such pro rata share to be determined according to the volume of business of each member in the same manner as dues and assessments are paid to the Institute by the members thereof."

Approved Code No. 23—Amendment No. 1.
Registry No. 275-1-03.

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